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DATE: August 24, 2007

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FROM: Linda Gould (Cantor Colburn LLP)

OUR REF: GEM-0068 (128653)

YOUR REF: USSN 10/065,869

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COMMENTS: TO WHOM IT MAY CONCERN:

Please find enclosed the Base Issue Fee and Publication Fee Transmittal Form for U.S. Serial No. 10/065,869. Also, find enclosed a "FEE ADDRESS" INDICATION FORM (1 Page) – and "COMMENTS ON STATEMENTS OF REASONS FOR ALLOWANCE."

Please charge the Issue fee and Publication Fee to Deposit Account 50-2401 (\$1,700).

Thank you,
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AUG 24 2007

Appln. No. 10/065,869
Docket No. 128653/GEM-0068

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appln. No.:	10/065,869	:	Confirmation No.:	5270
Applicant:	Richard William Ira Yarger	:	Group Art Unit:	2624
Filed:	November 26, 2002	:	Examiner:	Dang, Duy M.
Docket No.:	128653/GEM-0068			

For: METHOD AND SYSTEM FOR LABELING OF ORTHOGONAL IMAGES

August 13, 2007

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Sir:

Provided herewith are comments on the Examiner's Statement of Reasons for Allowance presented in the Notice of Allowance dated May 31, 2007.

CERTIFICATE OF MAILING OR TRANSMISSION

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Appln. No.10/065,869
Docket No.128653/GEM-0068

The Examiner remarks that Claims 1, 3-5, 7-11, 13-15, 17-21, 23-25, and 27-29 are allowed for reasons set forth in Paper No. 1607, page 2.

While Applicant agrees that presented claims pertain to allowable subject matter, Applicant respectfully submits that to the extent that the Examiner's remarks imply, suggest or state that certain limitations or combinations not found in the prior art of record relied upon are or may be present in each and every allowable claim, whether or not specific language to that effect is found in every allowable claim, the record as a whole must be considered in addition to the Examiner's remarks, and, to the extent that the record as a whole is clear and complete, it shall control the interpretation of any and all allowable claims.

More specifically, the Examiner's statement of reasons may imply that features found in the specification only, in the dependent claims only, or in some but not all independent claims only, are part of all of the allowable claims, when in fact the record clearly reflects that there are claims not so limited. For example, elements may be found in one claim but not in another. Accordingly, the other claims, and claims dependent from the other claims that do not recite the same as the one claim, are not so limited. As further example, allowed independent Claims 5, 15 and 25 recite "a first label" and "a second label", and do not "associating the label associated to the point in the primary image to a secondary image in the plurality of secondary images having a line of intersection with the primary image closest to the point" as alleged by the Examiner. Accordingly, these claims, and claims dependent from these claims that do not recite the same, are not so limited.

Respectfully submitted,
CANTOR COLBURN LLP

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